

**SHB 1490** - H AMD **210**

By Representative Short

NOT CONSIDERED 4/26/2009

1 On page 24, after line 20, insert the following:

2

3 **"Sec. 16.** RCW 36.70A.345 and 1994 c 249 s 33 are each amended to  
4 read as follows:

5 (1) The governor may impose a sanction or sanctions specified  
6 under RCW 36.70A.340 on: ~~((+1))~~ (a) A county or city that fails to  
7 designate critical areas, agricultural lands, forest lands, or mineral  
8 resource lands under RCW 36.70A.170 by the date such action was  
9 required to have been taken; ~~((+2))~~ (b) a county or city that fails  
10 to adopt development regulations under RCW 36.70A.060 protecting  
11 critical areas or conserving agricultural lands, forest lands, or  
12 mineral resource lands by the date such action was required to have  
13 been taken; ~~((+3))~~ (c) a county that fails to designate urban growth  
14 areas under RCW 36.70A.110 by the date such action was required to  
15 have been taken; and ~~((+4))~~ (d) a county or city that fails to adopt  
16 its comprehensive plan or development regulations when such actions  
17 are required to be taken.

18 (2) Given the lack of available technology and the data necessary  
19 to provide credible analysis and assessments at the local level, the  
20 governor may not sanction a community based solely on its failure to  
21 reduce either greenhouse gas emissions or vehicle miles travelled.

22 (3) Imposition of a sanction or sanctions under this section shall  
23 be preceded by written findings by the governor, that either the  
24 county or city is not proceeding in good faith to meet the  
25 requirements of the act; or that the county or city has unreasonably  
26 delayed taking the required action. The governor shall consult with  
27 and communicate his or her findings to the appropriate growth

1 management hearings board prior to imposing the sanction or sanctions.  
2 For those counties or cities that are not required to plan or have not  
3 opted in, the governor in imposing sanctions shall consider the size  
4 of the jurisdiction relative to the requirements of this chapter and  
5 the degree of technical and financial assistance provided."

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7       Renumber the remaining sections consecutively and correct internal  
8 references.

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10       Correct the title.

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**EFFECT:** Prohibits the governor from imposing sanctions on a  
community based solely on its failure to either reduce greenhouse  
gas emissions or vehicle miles travelled.

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